

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

2005 SEP 20 AM 1:21

In re Ex Parte Reexamination of

Application number 08,110,814 B.M.
U.S. Patent No. 5,840,195

Reexamination Control No.: 90/006739

Examiner: Mr. Chester Barry

For: METHOD AND INSTALLATION FOR
TREATING AN UNTREATED FLOW BY
SIMPLE SEDIMENTATION AFTER
BALLASTING WITH FINE SAND

Group Art Unit: 1724

Attorney's Docket No: 4013-002

Raleigh, North Carolina
February 7, 2005Mail Stop 18
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

PETITION FOR REFUND OF TIME EXTENSION FEE

On December 28, 2004 the patent owner requested a one-month extension of time to respond to the reexamination report of September 28, 2004. After requesting this time extension, counsel for Applicant determined that the request for time extension in this reexamination proceeding was untimely. Thereafter, the patent owner petitioned the Patent Office to accept late entry of papers, which required a fee of \$1,500.

In requesting the initial time extension, the patent owner submitted a check for \$120 for a one-month time extension. Since the requested time extension was untimely, it is believed that the patent owner is entitled to a refund of the \$120 fee that accompanied the original time extension request.

Adjustment date: 01/17/2006 EEKUBAY1
01703/2005 SFELEKE1 00000057 08810834
01 FC:1251 -120.00 DP

Refund Ref: 01/17/2006 EEKUBAY1 0000149633 M.E.

CHECK Refund Total: \$120.00

Best Available Copy

Respectfully submitted,

COATS & BENNETT, P.L.L.C.

By:



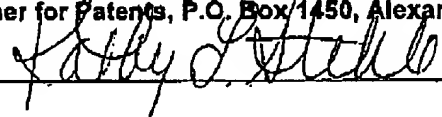
Larry L. Coats
Registration No. 25,620

P.O. Box 5
Raleigh, NC 27602
Telephone: (919) 854-1844

CERTIFICATE OF MAILING

I HEREBY CERTIFY THAT THIS DOCUMENT IS BEING DEPOSITED WITH THE UNITED STATE POSTAL SERVICE, ON THE DATE INDICATED BELOW, AS FIRST CLASS MAIL, POSTAGE PREPAID, IN AN ENVELOPE ADDRESSED TO: Mail Stop Fee Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Signature: _____



Name: Kathy L. Stehle

Date: 2/7/2005

Best Available Copy

SEP 23 AM 1:21

Coats & Bennett

1400 Crescent Green, Suite 300, Cary, North Carolina 27511 (919) 854-1844 Facsimile: (919) 854-3084

TO: United States Patent and Trademark Office
FAX: 571-273-6500
FROM: Kathy L. Stehle
DATE: September 28, 2005
FILE NO: 4195-022

Pages including cover sheet:

COMMENTS:

Dear Sir or Madam:

We submitted the attached Petition for Refund on February 7, 2005, then faxed it again on March 23, 2005. Please advise the status of this Petition.

Sincerely,

Kathy L. Stehle

NOTE: This information is privileged and confidential and intended ONLY for the individual or entity named above. If you should receive this transmission in error, please notify our office and return the original to the above address via the U.S. Postal Service.

Operator: KLS

Best Available Copy